IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.490 OF 2004

Ganpat Bapu Dhaigude ...Petitioner
vs.
Sunanda Ganpat Dhaigude & Anr. ...Respondents

Ranjitsinh Raja Bhonsale for the Petitioner
Ms M.M.Deshmukh, A.P.P. for State

CORAM: A.S.OKA,J.
DATE : JUNE 29,2005.

P.C.:

1. This Petition under Article 227 of Constitution of India is filed by the Petitioner-Husband taking exception to the order of maintenance passed under Section 125 of Code of Criminal Procedure, 1973 passed in favour of the Respondent No.1-wife and Respondent No.2-minor daughter.

2. The Courts below have considered the evidence on record and have come to the conclusion that the evidence establishes the existence of marriage between the Petitioner and the Respondent No.1. The Court have also accepted the case made out by the Respondent No.1 that the Petitioner was working as driver and his income was Rs.3000/- p.m. apart from income from the family agricultural land. The Trial Court granted maintenance of Rs.400/- p.m. to the Respondent No.1-wife and Rs.300/- p.m. to the Respondent No.2-minor daughter and the said order is confirmed by the Sessions Court. The evidence on record has been appreciated by the courts below. Hence, no interference is called under Article 227 of Constitution of India. Hence, Petition is rejected.

JUDGE